

United States District Court Southern District of New York

Fernando Hart and Salewa Thomas

Plaintiff

v.

MTI Computer Services Inc

07CIV8382

SUMMONS AND COMPLAINT

Defendant

State of New York, County of Nassau ss:

AFFIDAVIT OF SERVICE

DAVID LEVINE being duly sworn, deposes and says that deponent is a licensed process server; that deponent is not a party to the proceeding; that deponent is over the age of 18 years and resides in the County of NASSAU.

On 10/18/2007 at 12:17 PM at 111 Eighth Avenue, New York, NY 10011 (the Premises) deponent served the within
SUMMONS AND COMPLAINT ON MTI Computer Services Inc c/o CT Corporation System Inc

PERSONAL
SERVICE

by delivering a true copy to said respondent personally; deponent knew the person so served to be the person described as the respondent herein. Said person described below

SUBSTITUTE
SERVICE

by delivering a true copy(ies) for each named tenant/occupant of said paper to a person of suitable age and discretion who resided / was employed at the premises and who was willing to receive same.

Said person gave the name of and is described below.

CORPORATION
accept service.

a domestic corp. by delivering a true copy of said paper to **Sabrina Ambroise-authorized to**

Managing Agent employed at the premises and willing to receive same. Said person is described below

Male
 Female

<input type="checkbox"/> White Skin	<input checked="" type="checkbox"/> Black Hair	<input type="checkbox"/> 18-24 yrs.	<input type="checkbox"/> Under 5'	<input type="checkbox"/> Under 100 lbs.
<input checked="" type="checkbox"/> Black Skin	<input type="checkbox"/> Brown Hair	<input checked="" type="checkbox"/> 25-35 yrs.	<input type="checkbox"/> 5'0"-5'3"	<input checked="" type="checkbox"/> 100-130 lbs.
<input type="checkbox"/> Yellow Skin	<input type="checkbox"/> Blonde Hair	<input type="checkbox"/> 36-50 yrs.	<input checked="" type="checkbox"/> 5'4"-5'8"	<input type="checkbox"/> 131-160 lbs.
<input type="checkbox"/> Brown Skin	<input type="checkbox"/> Gray Hair	<input type="checkbox"/> 51-65 yrs.	<input type="checkbox"/> 5'9"-6'0"	<input type="checkbox"/> 161-200 lbs.
<input type="checkbox"/> Red Skin	<input type="checkbox"/> Red Hair	<input type="checkbox"/> Over 65 yrs.	<input type="checkbox"/> Over 6'	<input type="checkbox"/> Over 200 lbs.

CONSPICUOUS

by affixing a true copy(ies) for each named tenant / occupant upon a conspicuous part of Premises to wit: the entrance door/apartment door of said property. Deponent was unable to find person of suitable age and discretion willing to receive said paper having called and made attempts of service there on:

10/18/2007 at 12:17 PM

Deponent also enclosed a copy of same in a postpaid sealed wrapper properly addressed to the above intended recipient at 111 Eighth Avenue, New York, NY 10011 and deposited said wrapper in a (post office) official depository under exclusive care and custody of the United States Postal Service within New York on 10/19/2007.

I declare under penalties of perjury that the information contained herein is correct to the best of my knowledge.

Sworn to before me on 10/19/2007

Francine P. Costa
Notary Public, State of New York
No. 41-4976632
Qualified In Queens County
Commission Expires January 22, 2011

DAVID LEVINE 778982